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7
8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 * * *
11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 vs.
14 TONIQUEWA BALLARD,
15 Defendant.

Case No.:2:15-CR-195-GMN-CWH

UNOPPOSED MOTION AND
PROPOSED ORDER TO MODIFY THE
CONDITIONS OF PRETRIAL RELEASE
(Expedited Treatment Requested)

16 COMES NOW THE DEFENDANT, TONIQUEWA BALLARD, by and through counsel,
17 Rene Valladares, Federal Public Defender, and Heidi A. Ojeda, Assistant Federal Public Defender,
18 and hereby submit this Motion to Modify Conditions of Pre-Trial Release requesting that Ms.
19 Ballard be allowed to travel to California from August 27-29, 2015.

20 Dated this 25th day of August, 2015.

21 RENE L. VALLADARES
22 Federal Public Defender

23 By: /s/ Heidi A. Ojeda
24 Assistant Federal Public Defender
Counsel for Defendant

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 On August 3, 2015, the Court released Ms. Ballard on a personal recognizance bond.
3 (*See* Minutes of Proceedings (#20).) Among the conditions imposed, the Court ordered that the
4 defendant shall reside at the halfway house and is restricted to that facility at all times except for
5 certain approved activities. (*See* PR Bond at 3 -4 (#21).) The Court further restricted Ms. Ballard's
6 travel to Clark County, Nevada. (*Id.*) To date, Ms. Ballard has complied with all the conditions of
7 pre-trial release.

8 Ms. Ballard requests permission to travel to Lancaster, California, from Thursday, August
9 27, 2015 through Saturday, August 29, 2015. The purpose of this travel is so she can meet with her
10 Social Security Disability advocate to ensure that she gets the full benefits associated with her
11 Supplemental Security Income (SSI). Ms. Ballard has been receiving SSI payments since 2003 due
12 to her mental health condition. Ms. Ballard was instructed by her local Social Security
13 Administration office that she must meet with them in person by Friday, August 28, 2015. Ms.
14 Ballard currently has an appointment to meet with her SSI advocate on the morning of Friday,
15 August 28, 2015.

16 Ms. Ballard's mother will be driving her from Las Vegas, Nevada to Lancaster, California
17 for the appointment. During her stay in California, Ms. Ballard will likely be staying with her aunt.
18 Ms. Ballard is working closely with her pre-trial services officer, Samira Barlow, to provide all the
19 necessary logistical and contact information for where she will be during her travel.

20 Undersigned counsel has spoken with the Government concerning this request. The
21 Government has indicated it has no opposition to this modification. Undersigned counsel has also
22 spoken to Ms. Ballard's Pre-Trial officer, Ms. Barlow. Ms. Barlow also indicated that she has no
23 opposition to the requested modification. Ms. Barlow only asks that Ms. Ballard submit proof of
24 her appointment to Pre-Trial Services upon her return from California.

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1 DATED this 25th day of August, 2015.

2 Respectfully Submitted,

3 RENE L. VALLADARES
Federal Public Defender

4 */s/ Heidi A. Ojeda*

5 By: _____
6 HEIDI A. OJEDA
7 Assistant Federal Public Defender
8 Counsel for Defendant

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1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

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4 UNITED STATES OF AMERICA,

Case No.: 2:15-cr-195-GMN-CWH

5 Plaintiff,

6 vs.

7 TONIQUEWA BALLARD,

**ORDER TO MODIFY PRETRIAL
CONDITIONS**

8 Defendant.

9 **ORDER**

10 **GOOD CAUSE APPEARING, IT IS HEREBY ORDERED** that the pretrial release
11 conditions of the defendant be modified to permit Ms. Ballard to travel to California, leaving from
12 the halfway house on Thursday, August 27, 2015 and returning to the halfway house in Las Vegas,
13 Nevada on Saturday, August 29, 2015. During this time, Ms. Ballard is to follow all the conditions
14 previously placed upon her by the Court (as applicable) and any additional conditions her pre-trial
15 services officer deems appropriate during her travel.

16 **IT IS FURTHER ORDERED** that upon return to Las Vegas, Nevada, Ms. Ballard shall
17 promptly submit proof of her appointment with the Social Security Administration to her Pre-Trial
18 Services officer.

19 DATED: August 25, 2015

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23 UNITED STATES MAGISTRATE JUDGE
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1 **CERTIFICATE OF ELECTRONIC SERVICE**

2 The undersigned hereby certifies that I am an employee of the Federal Public Defender for
3 the District of Nevada and am a person of such age and discretion as to be competent to serve
papers.

4 That on August 25, 2015, I served an electronic copy of the above and foregoing

5 **UNOPPOSED MOTION AND PROPOSED ORDER TO MODIFY THE CONDITIONS OF**
6 **PRETRIAL RELEASE** (Expedited Treatment Requested), by electronic service (ECF) to the
7 person named below:

8
9 DANIEL G. BOGDEN
United States Attorney
10 ROBERT KNIEF
Assistant United States Attorney
11 333 Las Vegas Blvd. So., 5th Floor
Las Vegas, Nevada 89101
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14 */s/ Christopher Vergari*
Employee of the Federal Public Defender
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